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BEFORE THE ARIZONA CORPORATION COMMISSION

19

COMMISSIONERS

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

In the matter of:

**TIERRA GROUP, a/k/a TIERRA GROUP
PROPERTIES, a/k/a/ TIERRA GROUP
COMPANIES, a/k/a TIERRA GROUP, INC.,**
10105 East Via Linda Drive, Suite 103-330
Scottsdale, Arizona 85258

**PRESERVATION CORPORATION, a/k/a
PRESERVATION TRUST CORPORATION,
a/k/a/ PRESERVATION TRUST COMPANY,**
10105 East Via Linda Drive, Suite 103-330
Scottsdale, Arizona 85258

**PARTNERSHIP PRESERVATION TRUST,
a/k/a PARTNERSHIP PRESERVATION
CORPORATION LIMITED PARTNERSHIP,**
10105 East Via Linda Drive, Suite 103-330
Scottsdale, Arizona 85258

**CATERPILLAR FOUNDATION
PROPERTIES LIMITED PARTNERSHIP,
a/k/a/ CATERPILLAR FOUNDATION
PROPERTIES,**
10105 East Via Linda Drive, Suite 103-330
Scottsdale, Arizona 85258

RENE L. COUCH, a married man
10727 East Palm Ridge
Scottsdale, Arizona 85259

TERRY COUCH, a married woman
10727 East Palm Ridge
Scottsdale, Arizona 85259,

Respondents.

DOCKET NO. S-03437A-03-0000

**SECURITIES DIVISION'S MOTION
TO VACATE HEARING**

AZ CORP COMMISSION
DOCUMENT CONTROL

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Arizona Corporation Commission
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1 The Securities Division of the Arizona Corporation Commission ("Division") hereby
2 represents that the Division and the Respondents requesting a hearing in this matter have reached a
3 tentative settlement in the form of a proposed Consent Order. In light of this development, the
4 Division requests that the scheduled hearing in this matter be vacated, and that any rescheduling
5 issues be addressed only if the outcome of the July 7, 2005 Open Meeting warrants such action.

6 RESPECTFULLY SUBMITTED this 31 day of May, 2005.

8 ARIZONA CORPORATION COMMISSION
9 SECURITIES DIVISION

10 By: 

11 Jamie B. Palfai

12 Attorney for the Securities Division

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16 ORIGINAL AND THIRTEEN (13) COPIES of the foregoing
17 filed this 31 day of May, 2005, with

18 Docket Control
19 Arizona Corporation Commission
20 1200 West Washington
21 Phoenix, AZ 85007

22 COPY of the foregoing hand-delivered this
23 31 day of May, 2005, to:

24 ALJ Marc Stern
25 Arizona Corporation Commission/Hearing Division
26 1200 West Washington
Phoenix, AZ 85007

1 COPY of the foregoing faxed and mailed
2 this 31 day of May, 2005, to:

3 Paul E. Deloughery, Esq.
4 Goodson & Manley, PLC
5 Brookstone Building, Suite 200
6 2025 North Third Street
7 Phoenix, Arizona 85004-1488
8 Attorney for Respondents Rene L. Couch,
9 Tierra Group, Preservation Corp.,
10 Partnership Preservation Trust,
11 & Caterpillar Foundation Properties
12

13 COPY of the foregoing mailed
14 this 31 day of May, 2005, to:

15 Respondent Terry G. Couch
16 9821 East Mirasol Circle, #2191
17 Scottsdale, Arizona 85260
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